

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.S.RADHAKRISHNAN

&

THE HONOURABLE MR. JUSTICE ANTONY DOMINIC

THURSDAY, THE 14TH JUNE 2007 / 24TH JYAISHTA 1929

WA.No. 851 of 2007()

**AGAINST THE JUDGEMENT/ORDER IN WPC.33910/2006 Dated
26/02/2007**

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APPELLANT: PETITIONER

**P.ANIL KUMAR, ANIL NIVAS,
MUTHUKULAM SOUTH P.O,
ALAPPUZHA DISTRICT.**

**BY ADV. SRI.N.RADHAKRISHNAN
SRI.B.V.BALAKRISHNAN
SRI.N.N.SUGUNAPALAN (SR.)**

RESPONDENTS:

- 1. THE SECRETARY TO GOVERNMENT,
HEALTH & FAMILY WELFARE DEPARTMENT,
GOVERNMENT SECRETARIAT, THIRUVANANTHAPURAM.**
- 2. THE DIRECTOR OF HEALTH SERVICES,
THIRUVANANTHAPURAM.**
- 3. THE DISTRICT MEDICAL OFFICER (HEALTH),
ALAPPUZHA DISTRICT.**
- 4. THE DISTRICT OFFICER,
KERALA PUBLIC SERVICE COMMISSION,
ALAPPUZHA.**

**BY GOVERNMENT PLEADER SRI.BENNY GERVASIS
SRI.P.C.SASIDHARAN, SC, PSC**

**THIS WRIT APPEAL HAVING COME UP FOR ADMISSION ON
14/06/2007 ALONG WITH WA NOS.852 & 853 OF 2007, THE COURT ON THE
SAME DAY DELIVERED THE FOLLOWING:**

K.S.RADHAKRISHNAN & ANTONY DOMINIC, JJ.

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W.A. Nos.851, 852 & 853 OF 2007

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Dated this the 14th day of June, 2007

J U D G M E N T

Radhakrishnan, J.

Learned senior counsel appearing for the appellants submitted that they are intending to approach the Government for a request to invoke Rule 39 of KS & SSR since persons included lower in the rank list have got the benefit of Ext.P5 Government Order dated 15.7.06. Senior counsel submitted that the appellants are legally entitled to get the same treatment as was given to the persons who have been included lower in the rank list. Writ appeals are disposed of as prayed for, without expressing any opinion on the merits of the case.

K.S.RADHAKRISHNAN, JUDGE.

ANTONY DOMINIC, JUDGE.

Rp